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Certification Under 37 CFR 1.10

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I hereby certify that this paper or fee is being deposited with the United States Postal Service in "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Anita Davis
Anita Davis

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: W. Scott HEMPHILL

For: METHOD AND APPARATUS FOR REPAIRING CONCRETE

Atty. Docket No.: 1367.003

PTO Customer No.: 023907

REQUEST TRANSMITTAL UNDER 37 CFR § 1.53(b)

Honorable Assistant Commissioner
of Patents
Washington, D. C. 20231

Dear Sir:

This is a request for a _____ continuation or X a divisional application under 37 CFR §1.53(b), of prior application Serial No. 09/439,650, filed on November 12, 1999, and entitled METHOD AND APPARATUS FOR REPAIRING CONCRETE.

Enclosed please find:

1. X Specification including 18 pages;
2. X Abstract - 1 page;
3. X Claims 1 through 31;
4. X Drawings - 4 sheets of formal drawings;

5. X Declaration and Power of Attorney:

- a. _____ New Declaration and Power of Attorney enclosed; or
- b. X Previously submitted with parent application, copy attached.

6. X Small Entity Declaration:

- a. _____ New Small Entity Declaration enclosed; or
- b. X Previously submitted with parent application, copy attached.

7. _____ Assignment to (not assigned):

- a. _____ Enclosed with check in the amount of \$40.00 for recording fee; or
- b. _____ Previously filed with parent application, Recorded on * at Reel * and Frame *, copy attached.

8. _____ Enter the unentered amendment previously filed on _____ under 37 CFR §1.116 in the prior nonprovisional application.

9. X A preliminary amendment is enclosed.

10. _____ This application is filed by fewer than all the inventors named in the prior application, 37 CFR §1.53(d)(4).

- a. _____ **DELETE** the following inventor(s) named in the prior nonprovisional application: _____
- b. _____ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

11. _____ A new Power of Attorney or authorization of agent (PTO/SB/81) is enclosed.

12. X Information Disclosure Statement (IDS) is enclosed:

- a. X PTO-1449
- b. _____ Copies of IDS Citations.

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

20. New Correspondence Address:

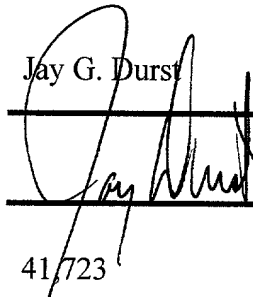
Name:					
Address:					
City:				State:	
Country:		Telephone:		Facsimile:	

21. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED:

Name:
(Print/Type)

Jay G. Durst

Signature:



Reg. No.
(Attorney/Agent)

41/723

Date:

10/16/01